

## Part 543 – State Procedures

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#### SUBCHAPTER E - SUPPORT OPERATIONS

#### PART 543 - STATE PROCEDURES

AL543.00

##### AL543.00 General.

(a) New materials shall be used in all work installed unless plans and specifications specifically provide for the use of used materials in accordance with (b) below.

(b) Used materials may be authorized under the following conditions:

(1) Where the Field Office Technical Guide (FOTG) contains standards and specifications for the use of used materials. Exceptions are allowed for minor appurtenances which will not adversely affect the practice and are readily accessible and easily replaced.

(2) Where specific criteria for using used materials is not contained in the FOTG practice standard, a case by case determination will be made to determine if used materials meet or exceed NRCS minimum requirements. The determination shall be made by a person with appropriate engineering job approval authority. The determination must document the adequacy of the used material in meeting the minimum quality criteria of the practice. The basis for this determination shall be attached to the plans and specifications.

(3) Cost share of used materials in NRCS cost-share programs must be approved by the responsible Program Manager. Where non-NRCS agencies are involved in the cost share of conservation practices, approval of the agency shall be obtained in writing prior to using used materials.

(4) Cost-share of used materials shall be based on a fair and equitable price. Fair and equitable prices of used materials shall be approved in writing by the cost sharing agency.

(5) Used materials shall not be specified or allowed without the landowner's complete understanding and total agreement. The landowner's decision to use used materials shall be documented in the case file.

AL545-2(1)